

Permitting Process for NDDOT Projects

Swade Hammond

Regulatory Project Manager

Bismarck Regulatory Office



US Army Corps of Engineers
BUILDING STRONG®



NDDOT

Permitting Process

- A complete permit application should include the following:
 - ▶ Cover letter explaining project location, description, impacts, and proposed mitigation.
 - ▶ Consultant form, when completing projects for NDDOT (projects without NDDOT involvement must use the regular form, ENG FORM 4345).
 - ▶ Concurrence from both USFWS and SHPO (THPO if on a reservation), for Section 7 and Section 106. If Section 106 and/or Section 7 consultation is not complete, the application may be withdrawn. The only exemption is if the USACE is the lead federal agency and responsible for consultation under the regulations listed above.



Permitting Process Cont.

- ▶ Signed Categorical Exclusion if FHWA has approved one
- ▶ Table of wetland impacts
- ▶ Aerial map of the area and the project to be completed, with project plans relative to wetland impacts
- ▶ 12 Component Wetland Mitigation Plan, if the project requires mitigation.



Impacts Table

Wetland Impact Table										Wetland Mitigation					
Wetland Number	Location Section Township Range	Cowardin Class.	Wetland Type	Wetland Size Ac.	Wetland Feature	USACE Jurisdictional Wetlands*	Wetland Impacts (acres)		USFWS Easement Impacts		Mitigation Required			Location; Acreage; Wetland#; Ratio	Onsite Mitigation Acres
							Temp. Ac.	Perm. Ac.	Temp.	Perm.	EO 11990	USACE	USFWS		
2		PEMCx	Basin/Ditch	6.00	Natural	Yes	0.08	0.05	0.00	0.00	Y	N	N		0.00
15		PEMCx	Ditch	1.00	Artificial	Yes	0.35	0.02	0.00	0.00	N	N	N	none	0.00
5		PEMCx	Ditch	2.00	Artificial	No	0.06	0.04	0.00	0.00	N	N	N	none	0.00
4		PEMCx	Ditch	3.00	Artificial	No	0.00	0.01	0.00	0.00	N	N	N	none	0.00
3		PEMCx	Ditch	4.00	Artificial	No	0.06	0.04	0.00	0.00	N	N	N	none	0.00
Totals							0.55	0.16	0.00	0.00					0.00

Summary Impact Table			
Total Permanent Impact Summary		Temporary Impacts and additional information	
Wetland Type	Total (Acres)	Wetland Type	Total (Acres/Lf)
Natural/JD	0.05	Temporary JD	0.43
Natural/Non-JD	0.00	Non-JD Temporary	0.12
Artificial/JD	0.02	Permanent JD > 0.10	0.00
Artificial/Non-JD	0.09	Permanent OW	0.00 ac/0 ft.
Total	0.16	Temporary OW	0.00



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Consultant Shortform

Corps of Engineers Nationwide Permit (NWP) Verification

NORTH DAKOTA DEPARTMENT OF TRANSPORTATION (ND DOT) PROJECTS REQUEST FOR NWP DETERMINATION(S)

WATER RESOURCE NUMBER	PCN NUMBER (DOT generated) HWY/ROAD NUMBER	ACTIVITY	STREAM IMPACTS BELOW OHWM (linear feet)			WETLAND IMPACTS (acres)		LOCATION LAT/LONG (NAD 83)		SEC-TWP-RGE, COUNTY	COE ID NUMBER (to be filled by COE)	N W P #
			TEMP (LF)	PERM (LF)	ACRE	TEMP	PERM	LAT	LONG			
Wetland 1	12345	XXXXX	XX	XX	XX	.20	.08	XXXXX	XXXXX	XXXXX		
Wetland 2a, 2b, 2c (Mosaic)	12345	XXXXX	XX	XX	XX	.35	.08	XXXXX	XXXXX	XXXXX		

The U.S. Army Corps of Engineers verifies that the requested activity(s) meet the criteria of the listed NWPs.

Signed: _____ North Dakota Regulatory Office

Verification Date: _____ Expiration Date: _____

*This NWP verification is subject to the activity meeting all General and Regional Conditions applicable to the 2012 NWPs reissuance. For this authorization to remain valid, you must meet all Regional and General Conditions and Section 401 Water Quality Certification Requirements, identified in the applicable Nationwide Permit Fact Sheet. All Fact Sheets and Section 401 Water Quality Certification Requirements are provided on the North Dakota Regulatory Office's website at <https://www.nwo.usace.army.mil/html/od-rnd/factsheet.htm>.

****Project Compliance Certification.** In compliance with General Condition 26, you are required to submit the following project compliance certification within thirty (30) days of project completion. [Please check all applicable statements]

- ☐ I certify that I have completed the project as permitted.
- ☐ I certify that I have completed a modified version of the project.
- ☐ I certify that I have completed all required mitigation.

Permittee's Signature: _____ Date: _____

*** Special Conditions.

Smith Engineering

John Doe
111 1st St.
Bismarck, North Dakota XXXXX

